

REMARKS

Both elections are made with traverse because this application is a National Phase application of PCT/EP2004/008221 (WO 2005-016320) and as correctly noted in the Restriction Requirement the standard for determining whether an election of species requirement is proper is whether there is a single general inventive concept under PCT Rule 13.1.

However, the PCT upon which this application is based was NOT subjected to an election of species requirement, i.e. the claimed invention does have a single general inventive concept which is represented by the elements of claim 1 *in combination*; the applicants are not claiming each element in isolation. There has been no showing in the election of species requirement that the combination of elements does not represent a single general inventive concept (e.g. citation of prior art which teaches the applicants' combination).

CONCLUSION

In view of the above, reconsideration and withdrawal of the restriction requirement is respectfully requested. It is also believed that the application is in condition for allowance, and favorable consideration of the application and prompt issuance of a Notice of Allowance are earnestly solicited. Favorable action is earnestly solicited.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By: Howard C. Lee
Marilyn M. Brogan Howard C. Lee
Reg. No. 31,223 Reg. No. 48,104
Telephone: (212) 588-0800
Facsimile: (212) 588-0500